

Introduced by Senator Romero

February 24, 2006

An act to amend Section 10209 of the Unemployment Insurance Code, relating to employment training panel.

LEGISLATIVE COUNSEL'S DIGEST

SB 1690, as introduced, Romero. Employment Training Panel: employment training contracts: eligible participants.

Existing law requires the Employment Training Panel to perform various functions and duties with respect to implementing job training for eligible participants, including the establishment and updating of an annual plan relating to the effectiveness of panel training contracts, and authorizes the panel to require an employer who has previously received funds for retraining of workers at a facility to contribute proportionately more to the cost of training in subsequent panel contracts for training of workers at the same facility.

This bill would make nonsubstantive, technical changes to those provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 10209 of the Unemployment Insurance
- 2 Code is amended to read:
- 3 10209. (a) Contracts shall only be made for training in
- 4 job-related vocational skills that are necessary for participants to
- 5 attain a new job or retain an existing job with definite career
- 6 potential and long-term job security. The contracts for vocational
- 7 skills training may include ancillary training for job-related basic

1 and literacy skills training if the panel finds that the training is
2 necessary to achieve the objectives of the vocational training.

3 (b) Contracts for projects involving on-the-job training shall
4 specify the specific skills and competencies to be gained as a
5 result of the on-the-job training component of the project.

6 (c) The panel shall not approve any training proposal ~~which~~
7 *that* facilitates the change in ownership of a business leading to
8 the likelihood that an existing collective bargaining agreement
9 would be declared void.

10 (d) To encourage a broad and equitable distribution of funds,
11 the panel may require an employer who ~~has previously received~~
12 *is a previous recipient of* funds, pursuant to this chapter, for
13 retraining of workers at ~~a facility~~ *one of its facilities* to contribute
14 proportionately more to the cost of training in subsequent panel
15 contracts for training of workers at the same facility.

16 (e) The panel may delegate to the executive director the
17 authority to approve training contracts of up to one hundred
18 thousand dollars (\$100,000), provided the contracts meet the
19 requirements of this chapter and the policies established by the
20 panel, and provided that the panel regularly reviews the actions
21 taken by the executive director pursuant to this subdivision.

22 (f) Payments shall be made in accordance with a performance
23 contract under which partial payments may be made during
24 training, a partial payment may be made on placement or
25 retention of each trainee, and not less than 25 percent of the
26 negotiated fee is withheld until the trainee has been retained in
27 employment for 90 days after the end of training with a single
28 employer, except for those occupations in which it is not
29 customary for a worker to be employed 90 consecutive days with
30 a single employer. In these latter cases, the panel may substitute
31 a period similar to the probationary period customary to the
32 occupation. The probationary period shall not be less than 500
33 work hours and shall be completed within 272 days of the
34 completion of the training. In no case shall any payment be
35 considered to have been earned until the trainee has been retained
36 in employment for 90 days or the equivalent probationary period
37 for an occupation in which it is not customary for a worker to be
38 employed 90 consecutive days with a single employer.

- 1 (g) Contracts for new hire training shall require the contractor
- 2 to provide the placement services necessary to ensure the trainees
- 3 are placed in jobs for which they have been trained.

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